



2164

PATENT  
Attorney Docket No. 046700-5045

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Atkinson et al. )  
Application No.: 09/753,074 ) Group Art Unit: 2164  
Filed: December 29, 2000 ) Examiner: Unassigned  
For: METHOD, APPARATUS, AND )  
SYSTEM FOR VARYING AN AWARD )  
VOLUME IN AN AUCTION )

**SUPPLEMENTAL INFORMATION DISCLOSURE  
STATEMENT PURSUANT TO 37 C.F.R. §§ 1.56 ET SEQ.**

Commissioner of Patents and Trademarks  
Washington, D.C. 20231

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Dear Sir:

In accordance with 37 C.F.R. § 1.97(b), the above-identified Applicants cite the following references, which may be material to the examination of this application and in respect of which there may be a duty to disclose in accordance with 37 C.F.R. § 1.56.

This Information Disclosure Statement is being filed before the mailing date of the first Office Action on the merits.

**CERTIFICATE OF MAILING (37 C.F.R. § 1.8)**

I hereby certify that this paper, and the papers and/or fees referred to herein as transmitted, submitted or enclosed, are being deposited on the date shown below with the U.S. Postal Service with sufficient postage as first-class mail in an envelope addressed to the Commissioner of Patents and Trademarks, Group Art Unit 2164, Washington, D.C. 20231.

Name Kim R. Jessum Signature *Kim R. Jessum* Date of Deposit April 16, 2003

In compliance with 37 C.F.R. § 1.98(a), copies of the patent and electronic document set forth below and listed on the attached Form PTO-1449 (1 sheet) are provided.

U.S. Patent

<u>Patent No.</u>	<u>Issue Date</u>	<u>Patentee</u>
6,243,691	June 5, 2001	Fisher et. al.

Electronic Document

FCC AUCTION, PROCEDURES, TERMS AND CONDITIONS retrieved from  
<[http://wireless.fcc.gov/auctions/17/releases/lmdsbp\\_b.pdf](http://wireless.fcc.gov/auctions/17/releases/lmdsbp_b.pdf)>, December 1997.

Applicants respectfully request that these items be considered by the Examiner, and that the Examiner acknowledge consideration of these references by initialing and returning a copy of the enclosed Form PTO-1449 (1 sheet) with the next official action.

While this Supplemental Information Disclosure Statement may be “material” pursuant to 37 C.F.R. §1.56, it is not intended to constitute an admission that any patent, publication or other information referred to herein is “prior art” for this invention or otherwise material to the patentability of this invention as defined in 37 C.F.R. § 1.56.

In accordance with 37 C.F.R. § 1.97(g), the filing of this Supplemental Information Disclosure Statement shall not be construed as a representation that a search has been made or that no other material information as defined in 37 C.F.R. § 1.56(b) exists.

**EXCEPT** for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be

required, including any required extension of time fees, or credit any overpayment to

Deposit Account No. 50-0310.

Respectfully submitted,

April 16, 2003

Date

By: 

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**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

(use as many sheets as necessary)

Sheet	1	of	1
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**Complete if Known**

<b>Application Number</b>	09/753,074
<b>Filing Date</b>	December 29, 2000
<b>First Named Inventor</b>	Atkinson et al.
<b>Group Art Unit</b>	2164
<b>Examiner Name</b>	Unassigned
<b>Attorney Docket Number</b>	046700-5045

## U.S. PATENT DOCUMENTS

Exr Initials	U.S. Patent Document		Name of Inventor or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY
	Number	Kind Code (if known)		
	6,243,691		Fisher et al.	June 5, 2001

**FOREIGN PATENT DOCUMENTS**

Exr Initials	Foreign Patent Document			Name of Inventor or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	T 1
	Country Code	Number	Kind Code (if known)			

## OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS

[illegible]

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Examiner Signature		Date Considered	
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